Order

Michigan Supreme Court Lansing, Michigan

January 27, 2006

128899 & (53) Michael F. Cavanagh Elizabeth A. Weaver Marilyn Kelly Maura D. Corrigan Robert P. Young, Jr. Stephen J. Markman, Justices

Clifford W. Taylor,

Chief Justice

MEIJER, INC.,

Petitioner-Appellant, Cross-Appellee,

V

SC: 128899 COA: 252660

Tax Tribunal: 00-190704

CITY OF MIDLAND,

Respondent-Appellee, Cross-Appellant.

On order of the Court, the application for leave to appeal the March 24, 2005 judgment of the Court of Appeals and the application for leave to appeal as cross-appellant are considered, and they are DENIED, because we are not persuaded that the questions presented should be reviewed by this Court.



I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

January 27, 2006

Clerk